

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
) CASE NO. CR12-5473-MAT
Plaintiff,)
)
v.)
) DETENTION ORDER
JAMES NJUGUNA,)
)
Defendant.)
_____)

Offense charged: Deferred Prosecution Violations

Date of Detention Hearing: June 26, 2014.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant appeared before this Court on October 21, 2013, at which time he

01 was granted a deferred prosecution pursuant to RCW 10.05. He is now charged with five
02 alleged violations of the conditions of supervision pursuant to the deferred prosecution. An
03 evidentiary hearing has been scheduled for July 7. If the violations are established, the
04 deferred prosecution may be revoked. The alleged violations include new alcohol and driving
05 offenses.

06 2. Defendant does not oppose entry of an order of detention.

07 3. There does not appear to be any condition or combination of conditions that will
08 reasonably assure the defendant's appearance at future Court hearings while addressing the
09 danger to other persons or the community.

10 It is therefore ORDERED:

- 11 1. Defendant shall be detained pending trial and committed to the custody of the Attorney
12 General for confinement in a correction facility separate, to the extent practicable, from
13 persons awaiting or serving sentences or being held in custody pending appeal;
- 14 2. Defendant shall be afforded reasonable opportunity for private consultation with
15 counsel;
- 16 3. On order of the United States or on request of an attorney for the Government, the
17 person in charge of the corrections facility in which defendant is confined shall deliver
18 the defendant to a United States Marshal for the purpose of an appearance in connection
19 with a court proceeding; and
- 20 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel
21 for the defendant, to the United States Marshal, and to the United State Pretrial Services
22 Officer.

01 DATED this 26th day of June, 2014.

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04 Mary Alice Theiler
05 Chief United States Magistrate Judge
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